

“EXHIBIT A”
INDEX OF MATTERS BEING FILED

- 1) ALL EXECUTED PROCESS
 - i. Notice of Service of Process on Corporation Service Company on behalf of Hilton Management LLC (incorrectly named Hilton Worldwide Inc. d/b/a Hilton Hotel Post Oak and d/b/a Doubletree Hotel Post Oak)
- 2) ALL PLEADINGS AND ANSWERS TO PLEADINGS
 - i. Plaintiff’s Original Petition
 - ii. Plaintiff’s First Amended Petition
 - iii. Defendant Hilton Management LLC’s Original Answer and Jury Demand
 - iv. Defendant Hilton Management LLC’s First Amended Answer
- 3) ALL ORDERS SIGNED BY THE STATE JUDGE
 - i. No Orders were rendered
- 4) STATE COURT DOCKET SHEET
- 5) LIST OF ALL COUNSEL OF RECORD, INCLUDING ADDRESSES, TELEPHONE NUMBERS AND PARTIES REPRESENTED

ATTORNEY FOR PLAINTIFF
JULIET OBIANUJU NWAMEME:

Patrick O. Chukelu
State Bar No. TBN: 04241090
Law Office of Patrick Chukelu
9301 S.W. Freeway, Suite 250
Houston, TX 77074
Telephone: (713) 270-5533
Facsimile: (713) 771-8303
Email: chukelu@gmail.com

ATTORNEY FOR DEFENDANT
HILTON MANAGEMENT LLC:

Gina A. Lucero
State Bar No.: 00791144
Federal Bar No.: 19949
Attorney-In-Charge
Lucero | Wollam, P.L.L.C.
1776 Yorktown, Suite 100
Houston, Texas 77056
Telephone: (713) 225-3400
Facsimile: (713) 225-3300
Email: glucero@lucerowollam.com

Transmittal Number: [19436702](#)
(Click the Transmittal Number to view your SOP)

Entity:	Hilton Worldwide, Inc.
Entity I.D. Number:	0000318
Entity Served:	Hilton Worldwide Inc (d/b/a Hilton Hotel Post Oak) (d/b/a Double Tree Hotel Post Oak) (Corporation)
Title of Action:	Juliet Obianuju Nwameme vs. Hilton Worldwide Inc d/b/a Hilton Hotel Post Oak and a/b/a Doubletree Hotel Post Oak
Document(s) type:	Citation/Petition

Nature of Action: Personal Injury
Court/Agency: Harris County District Court, Texas
Case/Reference No: 2019-11729
Jurisdiction Served: Texas
Date Served on CSC: 02/28/2019
Answer or Appearance Due: 10:00 am Monday next following the expiration of 20 days after service
Originally Served On: CSC
How Served: Personal Service

Sender Information:

Patrick O. Chukelu
713-270-5533

Primary Contact:

Christina Kang
Park Hotels & Resorts, Inc.

Electronic copy provided to:

Claudia Reyes (Park)
Megan Raker
Ashley Cypher (Park)

NOTES:

Scan matches original document. There are no missing pages.

Information contained on this transmittal form is for record keeping, notification and forwarding the attached document(s). It does not constitute a legal opinion. The recipient is responsible for interpreting the document(s) and taking appropriate action.

251 Little Falls Drive, Wilmington, Delaware 19808-1674
(888) 690-2882 | sop@cscglobal.com

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BY: PROFESSIONAL CIVIL PROCESS
 INITIALS: [Signature] LIC# 12091 CAUSE NUMBER 201911729

RECEIPT NUMBER 0.00
 TRACKING NUMBER 73593795 MTA

PLAINTIFF: NWAMEME, JULIET OBIANUJU
 vs.

In The 80th
 Judicial District Court of
 Harris County, Texas

DEFENDANT: HILTON WORLDWIDE INC (D/B/A HILTON HOTEL POST
 OAK) (D/B/A DOUBLETREE

CITATION CORPORATE

THE STATE OF TEXAS
 County of Harris

TO: HILTON WORLDWIDE INC (D/B/A HILTON HOTEL POST OAK) (D/B/A DOUBLE TREE
 HOTEL POST OAK) (CORPORATION) BY SERVING ITS REGISTERED AGENT UNITED STATES
 CORP SYSTEM
 OR AT ANY ADDRESS DEFENDANTS AGENTS/PRINCIPALS/ OR OFFICERS MAY BE FOUND
 211 EAST 7TH STREET SUITE 620 AUSTIN TX 78701

Attached is a copy of PLAINTIFFS ORIGINAL PETITION AND REQUEST FOR RULE 194 DISCLOSURE.
FIRST REQUEST FOR ADMISSION AND FIRST REQUEST FOR PRODUCTION

This instrument was filed on the 15th day of February, 2019, in the
 above cited cause number and court. The instrument attached describes the claim against you.

YOU HAVE BEEN SUED; you may employ an attorney. If you or your attorney do not file a written answer with the
 District Clerk who issued this citation by 10:00 a.m on the Monday next following the expiration of 20 days after you were
 served this citation and petition, a default judgment may be taken against you.

TO OFFICER SERVING:

This Citation was issued under my hand and seal of said Court, at Houston, Texas, this 18th day of
February, 2019.

Issued at request of:
 CHUKELU, PATRICK O.
 9301 SW FRWY #250
 HOUSTON, TX 77074
 TEL: (713) 270-5533
 Bar Number: 4241090



Marilyn Burgess
MARILYN BURGESS, District Clerk
 Harris County, Texas
 201 Caroline, Houston, Texas 77002
 P.O.Box 4651, Houston, Texas 77210

Generated by: ELDRIDGE, WALTER F J8P//11162622

OFFICER/AUTHORIZED PERSON RETURN

I received this citation on the _____ day of _____, 20____, at _____ o'clock ____M., endorsed

the date of delivery thereon, and executed it at _____, _____
(STREET ADDRESS) (CITY)

in _____ County, Texas on the _____ day of _____, 20____, at _____ o'clock ____M.,

by delivering to _____, by delivering to its
(THE DEFENDANT CORPORATION NAMED IN CITATION)

_____, in person, whose name is _____
(REGISTERED AGENT, PRESIDENT, or VICE-PRESIDENT)

a true copy of this citation, with a copy of the _____ Petition attached,
(DESCRIPTION OF PETITION, E.G., "PLAINTIFFS ORIGINAL")

and with accompanying copies of _____
(ADDITIONAL DOCUMENTS, IF ANY, DELIVERED WITH THE PETITION)

I certify that the facts stated in this return are true by my signature below on the _____ day of _____, 20____.

FEE: \$ _____

By: _____
(SIGNATURE OF OFFICER)

Printed Name: _____

Affiant Other Than Officer

As Deputy for: _____
(PRINTED NAME & TITLE OF SHERIFF OR CONSTABLE)

2019-11729 / Court: 080

CAUSE NO. _____

JULIET OBIANUJU NWAMEME * IN THE DISTRICT COURT OF
*
*
VS. * HARRIS COUNTY, TEXAS
*
*
HILTON WORLDWIDE, INC. *
d/b/a HILTON HOTEL POST OAK and *
a/b/a DOUBLETREE HOTEL POST OAK * _____ JUDICIAL DISTRICT

PLAINTIFF'S ORIGINAL PETITION
AND
(ATTACHED: REQUEST FOR RULE 194 DISCLOSURE, FIRST REQUEST
FOR ADMISSION AND FIRST REQUEST FOR PRODUCTION)

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff, Juliet Obianuju Nwameme, hereby complains of Hilton Worldwide, Inc.
d/b/a Hilton Hotel Post Oak d/b/a Doubletree Hotel Post Oak, Defendant herein, and for
cause of action would respectfully show the Court the following:

PARTIES

1. Plaintiff, Juliet Obianuju Nwameme, is a resident of Fort Bend County,
Texas and can be contacted care of attorney of record at Plaintiffs' Counsel's address at
9301 Southwest Freeway, Suite 250, Houston, Harris County, Texas.

2. Defendant, Hilton Worldwide, Inc. d/b/a Hilton Hotel Post Oak d/b/a
Doubletree Hotel Post Oak, is a corporation doing business in Harris County, Texas
wherein the cause of action arose and can be served by serving its Registered
Agent: United States Corp. System, whose address is 211 East 7th Street, Suite 620,
Austin, Texas 78701 or at any address Defendant's agents/principals/ or officers
may be found.

VENUE AND JURISDICTION

3. Defendant's lack of reasonable care in its operation of its (Houston) Hilton Post Oak Hotel hospitality business on or about April 14, 2018 wherein its employee poured a container of hot coffee on the seated invitee Plaintiff wedding guest, causing plaintiff grave injuries. Venue is proper in Harris County and this Court has Jurisdiction since the amount of damages sought is within the jurisdictional limit of this Court

DISCOVERY CONTROL PLAN-LEVEL 2

4. Plaintiff intends to conduct discovery under Level 2 of Rule 190 of the Texas Rules of Civil Procedure.

RULE 194 DISCLOSURE REQUEST

5. Pursuant to Rule 194 of the Texas Rules of Civil Procedure, Defendant is requested to disclose, within 50 days of service of this request, the information or materials described in Rule 194.2 (including all Insurance Coverage and Incident Report completed by Defendant's employee and/or agent on this incident).

FACTS

6. Defendant, Hilton Worldwide, Inc. d/b/a Hilton Hotel Post Oak d/b/a Doubletree Hotel Post Oak, is believed to be the owner and operator of the Hilton Hotel Post Oak located at 2001 Post Oak Boulevard in Houston, Texas 77056. Defendant advertised and invited the public to come to its Hilton Hotel Post Oak for its economic benefit. On or about April 14, 2018, Plaintiff was invited to attend a wedding anniversary that will be catered for at and by Hilton Hotel Post Oak.

7. Plaintiff, as an Invitee, was directed to the designated Reception Hall by Defendant's Staff and duly sat in the arranged banquet table with other wedding guests.

8. While Plaintiff was seated at the wedding reception, a Hilton Hotel Post Oak

Plaintiff's injuries that required medical care and intervention described in preceding paragraphs.

15. Defendant's Waiter's conscious indifference to the safety of the guests/invitees seated at this wedding reception proximately caused Plaintiff's injuries for which exemplary damages are applicable.

16. Defendant failed to properly train and/or supervise its employee waiter involved in the incident that injured Plaintiff.

17. Defendant is responsible for the unreasonable and wanton conduct of its waiter-employee for which Defendant should be held liable since it occurred during the scope of the employee's duty in furtherance of Defendant's economic enterprise.

18. Defendant should be held liable to the Plaintiff and to the extent that Defendant is deemed reckless and wantonly in disregard of its Invitee's safety, punitive damages are requested for its reckless or intentional disregard of its Invitee's safety.

DAMAGES

19. Plaintiff has suffered damages as a result of Defendant's wrongful conduct and breach of duty owed Plaintiff (an Invitee) to its Hilton Hotel. Plaintiff seeks recovery of its incurred and paid medicals, pain, suffering and disfigurement (among all the damages accruing from this incident). Plaintiff seeks damages exceeding the minimum jurisdictional limit amount in this Court and any other damages that Plaintiff may be deemed entitled for Defendant's unreasonable (negligent and/or reckless) conduct plus punitive damages.

TRCP 193.7 NOTICE

20. Please take notice that Plaintiff intends to use documents produced by Defendant (in this cause in response to discovery requests) against the producing party without the necessity of authentication pursuant to Rule 193.7 of the Texas Rules of Civil Procedure.

JURY REQUEST

21. Plaintiff requests the trial of this case by a jury of her peers.

PRAYER

Plaintiff prays that Defendant, be cited to answer this Original Petition and any amendment thereto and that Plaintiff have judgment against Defendant for the following:

- a. past, present and future medical expenses;
- b. loss of earning capacity, if any;
- c. impairment and disfigurement;
- d. past, present and future emotional distress, pain and suffering;
- e. Unreimbursed expenses related to this incident;
- f. Losses, of any kind, related to the injury at bar; and
- g. All cost of Court and such other and further relief to which Plaintiff may be justly entitled at law or in equity, including punitive damages.

Respectfully submitted,
LAW OFFICE OF PATRICK CHUKELU

By: /s/Pat Chukelu
Patrick O. Chukelu, Esq.
T.B.A. 04241090
9301 S.W. Freeway # 250
Houston, TX 77074
Tel: (713) 270-5533
Fax: (713) 771-8303
Email: Chukelu@gmail.com
ATTORNEY FOR PLAINTIFF

DISCOVERY REQUESTS: Rule 194 Disclosure Requests; Requests For Admission; and Requests for production

Please take note that the responses to the below-listed discovery requests are due no later than fifty (50) days from the time you are served these requests. The information and documents requested must be provided to Attorney Patrick Chukelu at 9301 Southwest Freeway , suite 250 , Houston, Texas 77074.

REQUEST FOR DISCLOSURE FROM DEFENDANT UNDER RULE 194

Pursuant to Rule 194, of the Texas Rules of Civil Procedure, Defendant is requested to disclose to Plaintiffs' Counsel the information or material listed in Rule 194.2

FIRST REQUEST FOR PRODUCTION FROM DEFENDANT

Defendant is requested to produce below identified documents to Plaintiff's Counsel at his stated address above, within 50 days of service of this request.

- 1 Copy of Defendant's Insurance Policy.
- 2 Copy of Incident Reports of guest injuries at this Hilton Post Oak receptions in the last ten (10) years, including the Report written on this incident.
3. Copy of employment file of the Waiter that injured Plaintiff (including any training, and adverse employment action given or taken against this Waiter). Included in this request is the Waiter's last known contact address and phone numbers).
4. Copy of Defendant's communication with any employee and/or third party about Plaintiffs' claim or injury.

5. Copy of Defendant's records of safety and training given to its employees or agents working at the Hilton Post Oak Hotel since the Waiter involved in this incident's employment.

6. Copy of Defendant's disciplinary action against any employee relating to this incident made the basis of this suit, including any evaluation, reprimands, complaints or deficiencies (and any government safety citations against Defendant at this Hotel location in the last 3 years).

7. Copy of Defendant's Certificate from the City of Houston relating to Food Handling at this Hilton Hotel location..

8. Copy of Defendant's investigation of the incident made the basis of this lawsuit.

9. Copy of Defendant's Financial Statements (including: Tax Return, Income Statement, Balance Sheet, Statement of Changes in Financial Conditions and Statement of Retained Earnings) for the last 3 years (we are asking for punitive damages and entitled to this information).

10. Copy of any statement/record obtained by Defendant or its agent from the Plaintiff and any other person about this incident.

11. Copy of photographs taken of the incident pertaining to the incident at bar.

12. Copy of the list of all employees working at the wedding Reception event on the date of the incident at bar.

13. All complaints about coffee burn injuries made to Defendant organization in the last 3 years.

14. All recordings (audio and/or visual) of Plaintiff's voice and/or image since the incident of April 14, 2018.

15. Copy of all documents relevant to the case at bar.

PLAINTIFFS' FIRST REQUEST FOR ADMISSION (ADMIT OR DENY EACH REQUEST)

1. Admit that you were at fault in causing the incident that injured Plaintiffs on April 14, 2018 made the basis of this lawsuit.
2. Admit that you knew the coffee liquid was very hot before your waiter poured it on the Plaintiff.
3. Admit that Plaintiff was injured by the hot coffee poured on her on your premises on April 14, 2018 .
4. Admit that Plaintiff was a customer or invitee at your Hilton Hotel when she was injured on on April 14, 2018
5. Admit that Plaintiff was injured by your waiter.
6. Admit that an award in excess of \$100,000.00 will be reasonable compensation for Plaintiff's injuries.
7. Admit that you have no defense against this lawsuit .
8. Admit liability for this incident that injured Plaintiff..
9. Admit that Plaintiff did not adversely contribute to the causation of the incident made the basis of this suit.
10. Admit that Defendant did not adequately train its Waiter that injured the Plaintiff.

11. . Admit that Defendant did not adequately supervise the Waiter that injured the Plaintiff.
12. Admit that Defendant had prior complaints about hot coffee served Hotel guests prior to Plaintiff's injuries.

CAUSE NO. 201911729

JULIET OBIANUJU NWAMEME	*	IN THE DISTRICT COURT OF
	*	
	*	
VS.	*	HARRIS COUNTY, TEXAS
	*	
	*	
HILTON WORLDWIDE, INC.	*	
d/b/a HILTON HOTEL POST OAK and	*	
a/b/a DOUBLETREE HOTEL POST OAK	*	
HILTON MANAGEMENT LLC	*	80 th JUDICIAL DISTRICT

FIRST AMENDED PLAINTIFF'S ORIGINAL PETITION
AND
(ATTACHED: REQUEST FOR RULE 194 DISCLOSURE, FIRST REQUEST
FOR ADMISSION AND FIRST REQUEST FOR PRODUCTION)

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff, Juliet Obianuju Nwameme , hereby amends her Complaint and Original Petition against Hilton Worldwide, Inc. d/b/a Hilton Hotel Post Oak d/b/a Doubletree Hotel Post Oak (who were improperly named) and hereby corrects in this amendment the Defendant before the Court to reflect as " Hilton Management LLC", sole Defendant herein, and for cause of action would respectfully show the Court the following:

PARTIES

1. Plaintiff, Juliet Obianuju Nwameme, is a resident of Fort Bend County, Texas and can be contacted care of attorney of record at Plaintiff's Counsel's address at 9301 Southwest Freeway, Suite 250, Houston, Harris County, Texas 77074.

2. Defendant, **Hilton Management LLC**, is a corporation doing business in Harris County, Texas wherein the cause of action arose and can be served by serving its Attorney (Gina A. Lucero of Lucero & Wollam, PLLC, glucero@lucerowollam.com) pursuant to the Parties' Rule 11 Agreement that

corrects the misnomer in the prior served Original Petition..

VENUE AND JURISDICTION

3. Defendant's lack of reasonable care in its operation of its (Houston) Hilton Post Oak Hotel hospitality business on or about April 14, 2018 wherein its employee poured a container of hot coffee on the seated invitee Plaintiff wedding guest, causing plaintiff grave injuries. Venue is proper in Harris County and this Court has Jurisdiction since the amount of damages sought is within the jurisdictional limit of this Court

DISCOVERY CONTROL PLAN-LEVEL 2

4. Plaintiff intends to conduct discovery under Level 2 of Rule 190 of the Texas Rules of Civil Procedure.

RULE 194 DISCLOSURE REQUEST

5. Pursuant to Rule 194 of the Texas Rules of Civil Procedure, Defendant is requested to disclose, within 50 days of service of this request, the information or materials described in Rule 194.2 (including all Insurance Coverage and Incident Report completed by Defendant's employee and/or agent on this incident).

FACTS

6. Defendant, Hilton Management LLC (as opposed to Hilton Worldwide, Inc. d/b/a Hilton Hotel Post Oak d/b/a Doubletree Hotel Post Oak), is presented to be the owner and/or operator of the Hilton Hotel Post Oak located at 2001 Post Oak Boulevard in Houston, Texas 77056 wherein Plaintiff was injured. Defendant advertised and invited the public to come to its Hilton Hotel Post Oak for its economic benefit. On or about April 14, 2018, Plaintiff was invited to attend a wedding anniversary that will be catered for at and by Hilton Hotel Post Oak.

7. Plaintiff, as an Invitee, was directed to the designated Reception Hall by Defendant's Staff and duly sat in the arranged banquet table with other wedding

guests.

8. While Plaintiff was seated at the wedding reception, a Hilton Hotel Post Oak waiter was unconsciously indifferent to the fact that he was carrying a tray of hot coffee, which fell on top of the seated Plaintiff from her head down to the rest of her body. Burned Plaintiff screamed and reacted to the hot liquid burning her flesh. Plaintiff squirmed, hit her head on something (believed to be the table) as she forcefully fell to the floor in reaction to the burn trauma. Several guests that saw what happened came to her rescue.

9. Ambulance was called to the scene by guests who helped Plaintiff to the restroom to administer burn, pain and trauma intervention pending the arrival of paramedics. Plaintiff's elegant wedding clothes were torn-up with scissors in the ensuing intervention at the scene. Plaintiff also lost her wedding ring in the chaos.

10. Plaintiff was taken by Ambulance for further treatment at Memorial Hospital Emergency Room. Plaintiff sought further treatment for her burns, impaired vision, pain management and counseling (among others).

11. Plaintiff continues to have pains and related medical issues and has permanent injuries, including impaired vision and scar from the injury suffered at the Hilton Hotel facility.

12. Plaintiff expects future medicals for her continuing pain and suffering. Plaintiff suffered disfigurement and impairment from this incident .

NEGLIGENCE AND/OR GROSS NEGLIGENCE ACTION

13. Defendant has a duty to not only warn but to protect invitees like the Plaintiff from dangerous condition on its premises. Defendant failed to warn or protect the Plaintiff, which proximately caused Plaintiff's injuries at bar. Defendant knew or should have known of the unreasonably dangerous condition (hot liquid in a room filled with seated guests) at its premises prior to Plaintiff's injury.

14. Defendant's Waiter failed to use reasonable care (a duty owed guests) when

carrying hot liquid in a guest-filled banquet hall of a wedding reception. This failure proximately caused the hot coffee to be emptied on the seated Plaintiff, thereby causing Plaintiff's injuries that required medical care and intervention described in preceding paragraphs.

15. Defendant's Waiter's conscious indifference to the safety of the guests/invitees seated at this wedding reception proximately caused Plaintiff's injuries for which exemplary damages are applicable..

16. Defendant failed to properly train and/or supervise its employee waiter involved in the incident that injured Plaintiff. .

17. Defendant is responsible for the unreasonable and wanton conduct of its waiter-employee for which Defendant should be held liable since it occurred during the scope of the employee's duty in furtherance of Defendant's economic enterprise..

18. Defendant should be held liable to the Plaintiff and to the extent that Defendant is deemed reckless and wantonly in disregard of its Invitee's safety, punitive damages are requested for its reckless or intentional disregard of its Invitee's safety.

DAMAGES

19.. Plaintiff has suffered damages as a result of Defendant's wrongful conduct and breach of duty owed Plaintiff (an Invitee) to its Hilton Hotel. Plaintiff seeks recovery of its incurred and paid medicals, pain, suffering and disfigurement (among all the damages accruing from this incident). Plaintiff seeks damages exceeding the minimum jurisdictional limit amount in this Court and any other damages that Plaintiff may be deemed entitled for Defendant's unreasonable (negligent and/or reckless) conduct plus punitive damages.

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JURY REQUEST

21. Plaintiff requests the trial of this case by a jury of her peers.

PRAYER

Plaintiff prays that Defendant, be cited to answer this Original Petition and any amendment thereto and that Plaintiff have judgment against Defendant for the following:

- a. past, present and future medical expenses;
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- f. Losses, of any kind, related to the injury at bar; and
- g. All cost of Court and such other and further relief to which Plaintiff may be justly entitled at law or in equity, including punitive damages.

Respectfully submitted,
LAW OFFICE OF PATRICK CHUKELU

By: /s/Pat Chukelu
Patrick O. Chukelu, Esq.
T.B.A. 04241090
9301 S.W. Freeway # 250
Houston, TX 77074
Tel: (713) 270-5533
Fax: (713) 771-8303
Email: Chukelu@gmail.com
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I certify that, on March 28, 2019, I e-served a true and correct copy of the foregoing Plaintiff's First Amended Original Petition along with the attached Discovery Requests on counsel of record for the Defendant (**Gina A. Lucero of Lucero & Wollam, PLLC, glucero@lucerowollam.com**) in accordance with the Texas Rules of Civil Procedure and pursuant to the Parties' Rule 11 Agreement that the properly named Defendant be served by email through Attorney Lucero).

/s/ Patrick Chukelu

DISCOVERY REQUESTS: Rule 194 Disclosure Requests; Requests For Admission; and Requests for production

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4. Copy of Defendant's communication with any employee and/or third party about Plaintiffs' claim or injury.
5. Copy of Defendant's records of safety and training given to its employees or agents working at the Hilton Post Oak Hotel since the Waiter involved in this incident's employment.
6. Copy of Defendant's disciplinary action against any employee relating to this incident made the basis of this suit, including any evaluation, reprimands, complaints or deficiencies (and any government safety citations against Defendant at this Hotel location in the last 3 years).
7. Copy of Defendant's Certificate from the City of Houston relating to Food Handling at this Hilton Hotel location..
8. Copy of Defendant's investigation of the incident made the basis of this lawsuit.
9. Copy of Defendant's Financial Statements (including: Tax Return, Income Statement, Balance Sheet, Statement of Changes in Financial Conditions and Statement of Retained

Earnings) for the last 3 years (we are asking for punitive damages and entitled to this information).

10. Copy of any statement/record obtained by Defendant or its agent from the Plaintiff and any other person about this incident.

11. Copy of photographs taken of the incident pertaining to the incident at bar.

12. Copy of the list of all employees working at the wedding Reception event on the date of the incident at bar.

13. All complaints about coffee burn injuries made to Defendant organization in the last 3 years.

14. All recordings (audio and/or visual) of Plaintiff's voice and/or image since the incident of April 14, 2018.

15. Copy of all documents relevant to the case at bar.

PLAINTIFF'S FIRST REQUEST FOR ADMISSION (ADMIT OR DENY EACH REQUEST)

1. Admit that you were at fault in causing the incident that injured Plaintiff on April 14, 2018 made the basis of this lawsuit.
2. Admit that you knew the coffee liquid was very hot before your waiter poured it on the Plaintiff.
3. Admit that Plaintiff was injured by the hot coffee poured on her on your premises on April 14, 2018 .

4. Admit that Plaintiff was a customer or invitee at your Hilton Hotel when she was injured on on April 14, 2018
5. Admit that Plaintiff was injured by your waiter.
6. Admit that an award in excess of \$100,000.00 will be reasonable compensation for Plaintiff's injuries.
7. Admit that you have no defense against this lawsuit .
8. Admit liability for this incident that injured Plaintiff.
9. Admit that Plaintiff did not adversely contribute to the causation of the incident made the basis of this suit.
10. Admit that Defendant did not adequately train its Waiter that injured the Plaintiff.
11. . Admit that Defendant did not adequately supervise the Waiter that injured the Plaintiff.
12. Admit that Defendant had prior complaints about hot coffee served Hotel guests prior to Plaintiff's injuries.

CAUSE NO. 2019-11729

JULIET OBIANUJU NWAMEME	§	IN THE DISTRICT COURT OF
	§	
	§	
V.	§	
	§	HARRIS COUNTY, TEXAS
	§	
HILTON WORLDWIDE INC. D/B/A HILTON	§	
HOTEL POST OAK and D/B/A DOUBLETREE	§	
HOTEL POST OAK	§	80 TH JUDICIAL DISTRICT

DEFENDANT'S ORIGINAL ANSWER AND JURY DEMAND

TO THE HONORABLE JUDGE OF THE COURT:

Defendant, HILTON MANAGEMENT, LLC, files this Original Answer to the Plaintiff's First Amended Petition and would respectfully show the Court the following:

GENERAL DENIAL

1. Pursuant to Rule 92 of the Texas Rules of Civil Procedure, Defendant generally denies all allegations contained in the *Plaintiff's First Amended Petition*, and in any amended or supplemental petitions which may be filed by Plaintiff after this date, and respectfully requests that Plaintiff be required to prove her allegations against Defendant by a preponderance of the evidence.
2. Defendant respectfully reserves the right to file an amended answer in this cause in the manner authorized by the Texas Rules of Civil Procedure.

RIGHT TO CREDIT/PROPORTIONATE RESPONSIBILITY

3. Answering further, without waiving the foregoing, Defendant asserts entitlement to reduce the amount of damages to be recovered by the claimant to the fullest extent allowed by Chapters 32 and 33 of the Texas Civil Practice and Remedies Code and Defendant asserts its right to have each claimant, settling person and responsible third party submitted to the jury to determine percentages of responsibility for those causing or contributing to the damages sought.

DEFENSES TO ECONOMIC DAMAGES

4. Answering further, without waiving the foregoing, Defendant asserts all provisions of Chapter 41 of the Texas Civil Practice & Remedies Code and all of its appropriate subsections which limit the amount of exemplary damages which may be awarded, if claimed, and limits recovery of medical expenses to the amount actually paid by or on behalf of the Plaintiff. Section 41.0105 not only limits the Plaintiff's recovery but also precludes evidence of expenses that neither the Plaintiff nor anyone acting on her behalf paid or are actually liable for paying. *Aaron Glenn Haygood v. Margarita Garza De Escabedo*, Dkt. 09-0377, (Tex. July 1, 2011), *affirming De Escabedo v. Haygood*, 283 S.W.3d 3 (Tex. App.—Tyler 2009).

5. Answering further, without waiving the foregoing, Defendant asserts the limitation on recovery set forth in Texas Civil Practice & Remedies Code section 18.091(a) and (b) which limits awards for loss of earning capacity, if made, to net loss after federal income tax. TEX. CIV. PRAC. & REM. CODE ANN. §18.091.

DEMAND FOR JURY TRIAL

6. Defendant respectfully demands a jury trial of all issues in this cause pursuant to Tex. R. Civ. P. 216. Defendant hereby tenders the appropriate fee to the clerk of the court.

PRAYER

WHEREFORE, Defendant, Hilton Management, LLC, prays that:

- a. Plaintiff take nothings by this suit and Plaintiff be discharged with her costs;
- b. On final hearing of Plaintiff's claims, the claims against Defendant be dismissed with prejudice; and
- c. Defendant recovers all costs, together with such other relief, both general and special, to which it may be justly entitled.

Respectfully submitted,

LUCERO | WOLLAM, P.L.L.C.

By: 
GINA A. LUCERO
TBN: 00791144
1776 Yorktown, Suite 100
Houston, Texas 77056
Telephone: (713) 225-3400
Facsimile: (713) 225-3300
Email: glucero@luceroollam.com

**ATTORNEY FOR DEFENDANT
HILTON MANAGEMENT, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on the 1st day of April, 2019 a true and correct copy of the foregoing was sent or delivered to all parties through counsel of record pursuant to Tex.R.Civ.P. Rule 21a.

Patrick O. Chukelu
Law Office of Patrick Chukelu
9301 S.W. Freeway, Suite 250
Houston, TX 77074


GINA A. LUCERO

CAUSE NO. 2019-11729

JULIET OBIANUJU NWAMEME	§	IN THE DISTRICT COURT OF
	§	
	§	
V.	§	
	§	HARRIS COUNTY, TEXAS
	§	
HILTON WORLDWIDE INC. D/B/A HILTON	§	
HOTEL POST OAK and D/B/A DOUBLETREE	§	
HOTEL POST OAK	§	80 TH JUDICIAL DISTRICT

DEFENDANT'S FIRST AMENDED ANSWER

TO THE HONORABLE JUDGE OF THE COURT:

Defendant, HILTON MANAGEMENT LLC, files this First Amended Answer to the Plaintiff's First Amended Petition and would respectfully show the Court the following:

GENERAL DENIAL

1. Pursuant to Rule 92 of the Texas Rules of Civil Procedure, Defendant generally denies all allegations contained in the *Plaintiff's First Amended Petition*, and in any amended or supplemental petitions which may be filed by Plaintiff after this date, and respectfully requests that Plaintiff be required to prove her allegations against Defendant by a preponderance of the evidence.
2. Defendant respectfully reserves the right to file an amended answer in this cause in the manner authorized by the Texas Rules of Civil Procedure.

RIGHT TO CREDIT/PROPORTIONATE RESPONSIBILITY

3. Answering further, without waiving the foregoing, Defendant asserts entitlement to reduce the amount of damages to be recovered by the claimant to the fullest extent allowed by Chapters 32 and 33 of the Texas Civil Practice and Remedies Code and Defendant asserts its right to have each claimant, settling person and responsible third party submitted to the jury to determine percentages of responsibility for those causing or contributing to the damages sought.

DEFENSES TO ECONOMIC DAMAGES

4. Answering further, without waiving the foregoing, Defendant asserts all provisions of Chapter 41 of the Texas Civil Practice & Remedies Code and all of its appropriate subsections which limit the amount of exemplary damages which may be awarded, if claimed, and limits recovery of medical expenses to the amount actually paid by or on behalf of the Plaintiff. Section 41.0105 not only limits the Plaintiff's recovery but also precludes evidence of expenses that neither the Plaintiff nor anyone acting on her behalf paid or are actually liable for paying. *Aaron Glenn Haygood v. Margarita Garza De Escabedo*, Dkt. 09-0377, (Tex. July 1, 2011), *affirming De Escabedo v. Haygood*, 283 S.W.3d 3 (Tex. App.—Tyler 2009).

5. Answering further, without waiving the foregoing, Defendant asserts the limitation on recovery set forth in Texas Civil Practice & Remedies Code section 18.091(a) and (b) which limits awards for loss of earning capacity, if made, to net loss after federal income tax. TEX. CIV. PRAC. & REM. CODE ANN. §18.091.

DEMAND FOR JURY TRIAL

6. Defendant respectfully demands a jury trial of all issues in this cause pursuant to Tex. R. Civ. P. 216. Defendant hereby tenders the appropriate fee to the clerk of the court.


PRAYER

WHEREFORE, Defendant, Hilton Management LLC, prays that:

- a. Plaintiff take nothings by this suit and Plaintiff be discharged with her costs;
- b. On final hearing of Plaintiff's claims, the claims against Defendant be dismissed with prejudice; and
- c. Defendant recovers all costs, together with such other relief, both general and special, to which it may be justly entitled.

Respectfully submitted,

LUCERO | WOLLAM, P.L.L.C.

By: 
GINA A. LUCERO
TBN: 00791144
1776 Yorktown, Suite 100
Houston, Texas 77056
Telephone: (713) 225-3400
Facsimile: (713) 225-3300
Email: glucero@luceroollam.com

**ATTORNEY FOR DEFENDANT
HILTON MANAGEMENT LLC**

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Houston, TX 77074


GINA A. LUCERO

2019-11729

COURT: 080th

FILED DATE: 2/15/2019

CASE TYPE: Other Injury or Damage



NWAMEME, JULIET OBIANUJU

Attorney: CHUKELU, PATRICK O.

VS.

**HILTON WORLDWIDE INC (D/B/A HILTON HOTEL POST
OAK)**

Docket Sheet Entries

Date

Comment

Unofficial Copy Office of Marilyn Burgess District Clerk